



State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095

(603) 271-2900 FAX (603) 271-2456



February 14, 2003

**CERTIFIED MAIL #7099 3400 0002 9774 1471  
RETURN RECEIPT REQUESTED**

**NOTICE OF PAST VIOLATION**

Ms. Eileen Stevenson  
Safety Coordinator  
Turbocam, Inc.  
5 Faraday Drive  
Dover, NH 03820

**Re: Turbocam, Inc., Dover, New Hampshire  
EPA ID No. NHD 986484251**

Dear Ms. Stevenson:

On September 4, 2002, the Department of Environmental Services, Waste Management Division (DES) conducted an inspection of Turbocam, Inc. (Turbocam). The purpose of the inspection was to determine Turbocam's compliance status relative to RSA Ch.147-A and the New Hampshire Hazardous Waste Rules, Env-Wm 100-1100.

As a result of the inspection and review of the information provided to DES, the following deficiencies were documented:

1 Env-Wm 502.01 - Hazardous Waste Determination

At the time of the inspection, Turbocam had not performed a site-specific waste determination for the waste "Waste Speedy Dry" stored in 55-gallon containers in the Waste Storage Area.

Env-Wm 502.01 requires that all generators of waste determine if their waste is a hazardous waste. Waste determined to be hazardous must be handled pursuant to the requirements of the Hazardous Waste Rules.

DES requests that Turbocam perform a hazardous waste determination for the "Waste Speedy Dry." This determination may be made using analytical testing. This testing should include, at a minimum, Toxicity Characteristic Leaching Procedure for RCRA metals under Env-Wm 403.06, and ignitability under Env-Wm 403.03. Turbocam will need to provide the results of the hazardous waste determination, along with any other supporting data, such as chemical analyses, to DES. For your convenience, enclosed is a list of laboratories that perform hazardous waste analysis.

*In a November 4, 2002 fax submittal from Ms. Eileen Stevenson, documentation was provided exhibiting that a hazardous waste determination was performed for the Waste Speedy Dry. Analytical results successfully characterized the Speedy Dry as non-hazardous waste. No further action is required.*

2. Env-Wm 507.03(a)(1)b., c., and d. - Container Marking

At the time of the inspection, five (5) 5-gallon containers of hazardous waste "TCE Sludge" were not marked with the words "hazardous waste", words that identify the contents of the container, and the EPA or state waste number. (See hazardous waste container inventory).

Env-Wm 507.03(a)(1)b., c., and d. require that all containers used for the storage of hazardous waste be marked with the following information at the time they are first used to store wastes: the words "hazardous waste"; words that identify the contents of the container; and the EPA or state waste number.

DES requests that Turbocam properly mark all containers of hazardous waste at the time they are first used to store waste with: the words "hazardous waste"; words that identify the contents of the container; and the EPA or state waste number.

*In the two November 14, 2002 e-mail submittals from Ms. Eileen Stevenson, documentation was provided that substantiated facility compliance with these container marking requirements. No further action is required.*

3. Env-Wm 1102.03(c)(1) – Universal Waste Management

At the time of the inspection, fourteen (14) boxes of universal waste lamps, located in the Waste Storage Area, were not closed.

Env-Wm 1102.03(c)(1) requires universal waste containers to be closed, except when universal waste is being added to or removed from the container.

DES requests that Turbocam ensure that containers of universal waste lamps are closed, except when universal waste is being added to or removed from the container.

*In two November 14, 2002 e-mail submittals from Ms. Eileen Stevenson, documentation was provided substantiating compliance with the Universal Waste closed container requirement. No further action is required.*

4. Env-Wm 1112.04 - Universal Waste Management

At the time of the inspection, fourteen (14) boxes of universal waste lamps, located in the Waste Storage Area, were not marked with the words "Universal Waste – Lamps", "Waste Lamp(s)", or "Used Lamp(s)."

Env-Wm 1112.04 requires universal waste handlers to ensure all container(s) holding universal waste lamps to be clearly labeled or marked with any of the following: "Universal Waste – Lamps", "Waste Lamp(s)", or "Used Lamp(s)."

DES requests that Turbocam clearly label or mark container(s) holding universal waste lamps with any of the following: "Universal Waste – Lamps", "Waste Lamp(s)", or "Used Lamp(s)."

*In the two November 14, 2002 e-mail submittals from Ms. Eileen Stevenson, documentation was provided substantiating compliance with the Universal Waste container marking/labeling requirements. No further action is required.*

DES believes the deficiencies identified during the inspection have been corrected and acknowledges receipt of a report describing the corrective measures taken by Turbocam to achieve compliance. Accordingly, no further action in response to the listed deficiencies is required. However, DES personnel may reinspect your facility at a later date to determine whether the facility is maintaining full compliance with the applicable rules. Fines may also be pursued for any or all violations observed during subsequent inspections of the facility.

Enclosed you will find a copy of the completed Hazardous Waste Generator RCRA Inspector Checklist which documents the compliance status of your facility at the time of the inspection. This checklist may also be of value to you for use in determining future compliance with the New Hampshire Hazardous Waste Rules.

The State of New Hampshire Hazardous Waste Rules, as well as much other useful information, can be obtained from DES's website at <http://www.des.state.nh.us/hwcs/>, or by contacting the Public Information Center at (603) 271-2975.

It is the goal of DES to promote the prevention of pollution at the source as the preferred option for meeting established environmental quality goals. We strive to ensure that pollution prevention options are considered first, followed by recycling, treatment and disposal. I am requesting that the DES's Pollution Prevention Coordinator, Stephanie D'Agostino, contact you to discuss possibilities for waste minimization or source reduction at your facility. In the meantime, if you have immediate questions about pollution prevention, please feel free to contact her at 271-6398

As a service to New Hampshire's hazardous waste generators, we maintain a Hazardous Waste Assistance Hotline which is available for you to contact our knowledgeable staff of hazardous waste inspectors. Our hazardous waste staff are available to answer your questions concerning the New Hampshire Hazardous Waste Rules and the compliance issues which affect your hazardous waste management program. The technical assistance available through the Hotline includes fact sheets that pertain to the management and recycling of specific wastes, summary sheets of specific sections of the Hazardous Waste Rules, copies of EPA and New Hampshire hazardous waste policy or regulatory interpretation letters that may benefit your operation, and networks with other state or federal agencies to answer your questions on a national level. The Hotline is available Monday through Friday, 8:00 AM to 4:00 PM at 271-2942.

*Turbocam, Inc.*  
*Notice of past Violation*  
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**DES**

If you believe that the deficiencies documented in this NOPV have been cited in error, or if you have any questions regarding this matter, please contact the lead inspector, Eric K. Abrams or John J. Duclos, Supervisor of the Hazardous Waste Compliance Section at 271-2942. Specific questions regarding water related issues may be directed to Sharon Ducharme of DES's Water Division at 271-3307, and for air related issues, please contact Pam Monroe of DES's Air Resources Division at 271-1370. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, which appears to read "Kenneth W. Marschner", is written over the word "COPY" in large, bold, black capital letters.

Kenneth W. Marschner, Administrator  
Waste Management Programs  
Waste Management Division

DB/RCRA/LOD/Archives  
Philip J. O'Brien, Ph.D., P.G., Director, WMD  
Gretchen Rule, Administrator, DES Legal Unit  
Marian Noronha, President, Turbocam

E-mail: JJD/SD/SD/PM

Enclosure      Inspection Checklist